

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

THIRTIETH DAY'S PROCEEDINGS

Thirtieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
 State Capitol
 Baton Rouge, Louisiana

Tuesday, May 18, 2004

The House of Representatives was called to order at 2:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth

Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Murray	
Faucheux	Odinet	
Total—103		

Kennard
 Total—1

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rev. Edward Lavine.

Pledge of Allegiance

Rep. Alexander led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Shepherd, the reading of the Journal was dispensed with.

On motion of Rep. Futrell, the Journal of May 17, 2004, was adopted.

Suspension of the Rules

On motion of Rep. Richmond, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 18, 2004

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following House Concurrent Resolutions:

House Concurrent Resolution No. 188
 Returned without amendments.

House Concurrent Resolution No. 191
 Returned without amendments.

House Concurrent Resolution No. 192
 Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
 Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 18, 2004

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 111 and 112

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Broome, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 112—
BY SENATOR DARDENNE**

A CONCURRENT RESOLUTION

To recognize and commend Baton Rouge strength training and weightlifting coach, Gayle Hatch on being named as the head coach of the men's 2004 United States Olympic Weightlifting Team to be held in Athens, Greece, August 14-25, 2004.

Read by title.

On motion of Rep. Broome, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

SENATE BILLS

May 18, 2004

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 74 and 871

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Walker, the rules were suspended in order to take up the bills contained in the message at this time.

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

**SENATE BILL NO. 74—
BY SENATOR HINES**

AN ACT

To enact R.S. 37:1285(A)(32) and Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.6, all relative to human cloning; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

**SENATE BILL NO. 871 (Substitute for Senate Bill No. 534 by
Senator Irons)—
BY SENATOR IRONS**

AN ACT

To amend and reenact R.S. 17:17, and to enact R.S. 17:17.1 and 17.2, relative to physical fitness in schools; to provide relative to the physical activity of students; to provide for legislative findings and objectives; to establish and provide for awards for schools with outstanding programs, based on funding; to establish and provide for the implementation of a pilot program consisting of an assessment measuring the health-related fitness of students in certain grades; to provide for the selection of school systems for participation; to provide for program development; to provide for limitations; to provide for reports; to provide relative to funding; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**HOUSE CONCURRENT RESOLUTION NO. 196—
BY REPRESENTATIVE SMILEY**

A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to install a red light at the intersection of Louisiana Highway 42 and Louisiana Highway 16 in the village of Port Vincent.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 197—
BY REPRESENTATIVES CRANE, BROOME, AND SALTER**

A CONCURRENT RESOLUTION

To create the Adult Education Policy Task Force within the office of the governor for the purpose of reviewing policies and programs related to adult learning in the state of Louisiana and to provide that the task force shall submit a report to the Legislature of Louisiana on the state of adult education in Louisiana by not later than January 30, 2005.

Read by title.

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended in order to refer the resolution to committee at this time.

Under the rules, the resolution was referred to the Committee on Education.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVE LABRUZZO

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to send all the necessary and proper information to the Federal Railroad Administration, the Norfolk Southern Railroad, and the Jefferson Parish Sheriff's Office which is required, according to the Federal Railroad Administration's interim final rule regarding the use of horns at highway-rail crossings, to preserve and continue the railroad "quiet zone" in the Old Metairie corridor in Jefferson Parish.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to erect "slower traffic keep right" signs on all state highways with four or more lanes.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 193—

BY REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of Louisiana Highways 442, 443, and 40 in Loranger, Louisiana.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVES HAMMETT AND ALARIO

A CONCURRENT RESOLUTION

To indicate legislative intent for the remaining four years of the five-year capital outlay program.

Read by title.

Under the rules, the above resolution was referred to the Committee on Ways and Means.

HOUSE CONCURRENT RESOLUTION NO. 195—

BY REPRESENTATIVES STRAIN AND THOMPSON

A CONCURRENT RESOLUTION

To memorialize congress to oppose the Australian Free Trade Agreement (AUSFTA) and other free trade agreements which are harmful to American dairy producers.

Read by title.

Under the rules, the above resolution was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 110—

BY SENATOR CHAISSON

A CONCURRENT RESOLUTION

To extend the authority for the Forensic Strategic Task Force until July 1, 2006.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 190—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 9:203(E), relative to marriage officiants, judges and justices of the peace; to extend the authority for certain federal judges to preside over a marriage ceremony until December, 2004; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 226—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 35:12(A), (B), and (D), relative to notaries public; to provide relative to names required on notarial acts; to authorize the use of initials; to provide that such names need not necessarily be Christian names; to authorize the use of stamps for the application of such names; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 338—

BY SENATOR ADLEY (By Request)
AN ACT

To amend and reenact R.S. 30:2030(A)(1) and (B) and to enact R.S. 30:2030(D) and (E), relative to environmental quality; to authorize the classification of security sensitive and personal identification information as confidential; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 359—

BY SENATOR HINES
AN ACT

To amend and reenact R.S. 40:1299.44(A)(3)(b) and (6)(a), 1299.45(A)(2), and 1299.47(A)(2)(a) and (b) and (C)(3)(f), and to enact R.S. 40:1299.47(A)(1)(g) and (C)(3)(g), (h), (i), and (j), relative to the Louisiana Medical Malpractice Act; to provide with respect to claims covered under the Act; to provide that the patient's compensation fund shall be maintained so as to provide a surplus of thirty percent of the annual surcharge premiums, reserves established for individual claims, reserves established for incurred but not reported claims, and expenses; to provide with respect to a corporation, partnership, limited liability partnership, or limited liability company that desires to be qualified as a health care provider, with the payment of an additional surcharge, and the filing of a proof of financial responsibility with the board; to provide with respect to certain filing fees in connection with the naming of additional qualified defendants named in any amendment to the request for review; to provide that all amendments to a request for review shall be filed with the division of administration and that upon receipt of any amendment, the division of administration is required to forward the amendment to the Patient's Compensation Fund Oversight Board within five days; to provide with respect to membership on a medical review panel; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 556—

BY SENATORS DUPRE, DARDENNE AND MARIONNEAUX
AN ACT

To enact R.S. 15:1228.9, relative to the establishment and maintenance of the impaired driver tracking system; to provide for legislative intent; to require certain agencies to provide information regarding the arrest, prosecution, conviction, and disposition of persons arrested for certain driving offenses; to provide for the exchange of that information between agencies; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 672—

BY SENATOR HOLDEN
AN ACT

To enact R.S. 23:1032(D), relative to workers' compensation; to provide with respect to exclusivity of remedy; to provide for exceptions to civil immunity under workers' compensation law; to provide that workers' compensation exclusivity as a remedy shall not extend to injuries that could have been prevented by

safety devices that have knowingly and intentionally been removed by the employer or principal; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 837—

BY SENATORS CAIN, SCHEDLER AND MCPHERSON
AN ACT

To amend and reenact R.S. 40:1379.3(T)(1) relative to concealed weapons; to provide for reciprocity with other states which have concealed weapons laws; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 863—

BY SENATOR JACKSON
AN ACT

To enact Part VIII-A of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:405.5, relative to smoke-free zones; to provide for the establishment of such zones in certain locations; to provide for penalties; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Education.

Motion

On motion of Rep. Pinac, the Committee on Commerce was discharged from further consideration of Senate Bill No. 865.

SENATE BILL NO. 865—

BY SENATORS SCHEDLER, AMEDEE, CAIN, CRAVINS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HINES, HOLLIS, JONES, LENTINI, MARIONNEAUX, ROMERO AND SMITH
AN ACT

To amend and reenact R.S. 46:1071 and to enact R.S. 46:1076.1, relative to hospital service districts; to provide for findings; to provide with respect to joint bargaining and contracting, including immunity from certain antitrust provisions; to provide for applicability; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the bill was recommitted to the Committee on Health and Welfare.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 1704 (Substitute for House Bill No. 23 by Representative Faucheux)—

BY REPRESENTATIVES TOWNSEND AND FAUCHEUX
AN ACT

To amend and reenact R.S. 26:73(G) and 272(G), relative to the issuance of certain alcoholic beverage permits for a restaurant

located in a specified location; requires the issuance of a Class A Retail Liquor Permit and a Class "R" permit for alcohol of a high and low content for a restaurant located in a specified historic area; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1705 (Substitute for House Bill No. 34 by Representative Faucheux)—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 26:81(E) and 281(F), relative to alcoholic beverage permits of high and low alcoholic content; to provide for an exception to the prohibition that restricts the permitting of an establishment within certain distances from a church or synagogue; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1706 (Substitute for House Bill No. 44 by Representative Lambert)—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 15:255(A)(1), (E)(1), (G), (H), and (I) and to enact R.S. 15:255(A)(4), (E)(5), and (J); relative to witness fees paid to off-duty law enforcement officers; to increase the amount of witness fees paid to off-duty law enforcement officers; to require the law enforcement officer to provide documentation; to require the municipal and parish governing authority to timely transmit the fee to the law enforcement officer; to prohibit an officer from receiving the fee if he has received certain federal compensation; to not prohibit the governing authority of a parish or municipality from entering into a cooperative endeavor agreement; to not require a parish or municipal governing authority to appropriate general fund monies for the payment of the fee; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1707 (Substitute for House Bill No. 1048 by Representative Gray)—
BY REPRESENTATIVE GRAY
AN ACT

To enact Subpart B of Part VIII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1701 through 1703, relative to unemployment compensation benefits; to provide for the protection of benefits; to require evidence of domestic abuse; to require reporting by the Department of Labor; to require training curriculum; and to provide for related matters.

Read by title.

On motion of Rep. Hunter, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 765—
BY SENATORS ADLEY AND CAIN
AN ACT

To enact R.S. 32:73.1, relative to traffic violations; to require an operator of a motor vehicle when overtaking and passing another vehicle to pass on the left and to return to the right lane after passing the vehicle; to provide for penalties; to provide relative to an operator of a motor vehicle that remains or travels in the left lane when not actively passing another vehicle; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 841—
BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 48:250.2(A), (C), and (D), to enact R.S. 48:250.3, and to repeal R.S. 48:250.2(B), relative to contracts let by the Department of Transportation and Development; to provide relative to design-build contracts; to remove certain limitations of the design-build program; to authorize the department to construct a certain project included in the Transportation Infrastructure Model for Economic Development program using the design-build method; to provide relative to procedures regarding the design-build method; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 899—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 17:3390(B)(introductory paragraph), (2), and (3) and (D), relative to nonprofit corporations which support public higher education institutions; to provide that the definition of a nonprofit corporation that is not public or quasi public includes certain nonprofit corporations whose primary purpose is to finance the design, construction, renovation, or

equipping of facilities; to provide relative to auditing of such nonprofit corporations; and to provide for related matters.

Read by title.

On motion of Rep. Gallot, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

HOUSE BILL NO. 1416—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 4:705(2)(b) and (c), 707(F)(3), and 710(A), relative to charitable gaming; to provide with respect to the licensing and conducting of charitable gaming; to provide for an increase in the license fees for certain distributors and licensed charitable organizations; to require charitable organizations conducting certain raffles with prizes in excess of certain amounts to be licensed; to increase the number of bingo sessions which may be conducted annually pursuant to a special license; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

HOUSE BILL NO. 1417—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 4:705(3) and 739(A)(3)(a), (E)(1), and (F), relative to electronic bingo card dabber devices; to authorize the office of charitable gaming to establish and collect a fee of not more than eight percent of the lease or rental price of electronic dabber devices; to allow electronic dabber devices to be used with paper other than disposable paper if approved by the office; to provide that electronic dabber devices may be used without purchasing disposable bingo paper; to provide for the adoption of rules to govern the specifications, use, and operation of electronic dabber devices; to provide for the establishment of a list of manufacturers, distributors, and suppliers of electronic dabber devices; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. Fauchaux, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 161—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 13:2588, relative to justices of the peace; to authorize justices of the peace to charge a fee for performing marriage ceremonies; to establish a maximum fee which justices of the peace may charge for performing marriage ceremonies; to authorize parish governing authorities to establish a different maximum fee; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Fauchaux, the bill was returned to the calendar.

HOUSE BILL NO. 187—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 15:85.2, relative to criminal bonds; to require the assessment of a fee in connection with criminal bonds in the parishes of Iberia, St. Mary, and St. Martin; to provide for the distribution of the proceeds; to provide for procedures for a waiver or refund of the fee; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Durand, the bill was returned to the calendar.

HOUSE BILL NO. 208—
BY REPRESENTATIVE GALLOT
AN ACT

To enact R.S. 33:1704.5, relative to the City Court of Ruston; to increase the fees that the office of marshal is entitled to charge for services provided in civil matters; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 208 by Representative Gallot

AMENDMENT NO. 1

On page 5, line 3, following "In" and before "cases" change "all" to "the following"

AMENDMENT NO. 2

On page 5, line 5, following "seized" and before ":" insert ", the marshals or constables shall be entitled to receive a fee or commission as in the case of a sale"

AMENDMENT NO. 3

On page 5, lines 7, 10, 12 and 14, change ".or" to "."

AMENDMENT NO. 4

On page 5, line 17, following "discontinued" change "1" to "2" and delete the remainder of the line, and delete line 18

On motion of Rep. McDonald, the amendments were adopted.

Rep. Gallot moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hebert	Robideaux
Beard	Hill	Romero
Bowler	Honey	Schneider
Broome	Hopkins	Shepherd
Bruce	Hunter	Smiley
Bruneau	Hutter	Smith, G.—56th
Burrell	Jackson	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Carter, R.	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Damico	Kenney	Strain
Daniel	LaBruzzo	Thompson
Dartez	Lambert	Townsend
DeWitt	Lancaster	Trahan
Doerge	Marchand	Triche
Dorsey	Martiny	Tucker
Dove	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrrell	White
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Odinet	Wright
Frith	Pierre	

Total—92

NAYS

Crowe	Scalise
Total—2	

ABSENT

Arnold	Flavin	LaFleur
Burns	Hammett	Toomy
Cazayoux	Heaton	
Curtis	Kennard	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Scalise, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

HOUSE BILL NO. 441—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 42:284(B), relative to local finance; to provide relative to the requirement that certain parish officials and entities submit expenditure reports to the parish governing authority and clerk of court; to exempt parish sheriffs from certain requirements; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Morrish
Alario	Frith	Murray
Ansardi	Futrell	Odinet
Arnold	Gallot	Pierre
Badon	Geymann	Pinac
Baldone	Glover	Pitre
Baylor	Gray	Powell, M.
Beard	Guillory, E.	Quezaire
Bowler	Guillory, M.	Richmond
Broome	Hammett	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Curtis	Johns	Thompson
Damico	Katz	Toomy
Daniel	Kenney	Townsend
Dartez	LaBruzzo	Triche
Doerge	LaFleur	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walsworth
Downs	Marchand	White
Erdey	Martiny	Wooton
Fannin	McDonald	Wright
Farrar	Montgomery	
Faucheux	Morrrell	

Total—85

NAYS

Alexander	Hebert	Schneider
Baudoin	McVea	Smith, G.—56th
Crowe	Powell, T.	Strain
DeWitt	Ritchie	Walker
Durand	Scalise	Winston

Total—15

ABSENT

Carter, R.	Kennard
Heaton	Trahan
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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30th Day's Proceedings - May 18, 2004

Rep. Gallot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 823—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session relative to payment for workers' compensation medical benefits; to provide for medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Shepherd
Bruneau	Honey	Smith, G.—56th
Burns	Hopkins	Smith, J.D.—50th
Burrell	Hunter	Smith, J.H.—8th
Carter, K.	Hutter	Smith, J.R.—30th
Carter, R.	Jackson	St. Germain
Cazayoux	Jefferson	Strain
Crane	Johns	Thompson
Crowe	Katz	Toomy
Curtis	Kenney	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McVea	White
Downs	Montgomery	Winston
Durand	Morrell	Wooton
Erdey	Morrish	Wright
Farrar	Murray	
Total—98		

NAYS

Total—0

ABSENT

Fannin	Kennard	Schneider
Flavin	McDonald	Smiley
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 907—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1034.2(C), relative to workers' compensation medical reimbursement schedule; to allow the director to collect charge information; to provide for guidelines; to provide for confidentiality; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Murray
Alexander	Frith	Odinet
Ansardi	Futrell	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Baudoin	Gray	Powell, T.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Broome	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Shepherd
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wright
Total—99		

NAYS

Total—0

ABSENT

Flavin	Schneider	Wooton
Kennard	Smiley	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hunter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 948—
BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 33:1704.2(C), relative to the marshal of the city of Hammond; to authorize the marshal to use fees of office to defray operational expenses of his office; and to provide for related matters.

Read by title.

Rep. Tank Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Katz	Strain
Crowe	Kenney	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
DeWitt	Marchand	Waddell
Doerge	Martiny	Walker
Dorsey	McDonald	Walsworth
Dove	McVea	White
Downs	Montgomery	Winston
Durand	Morrell	Wooton
Erdey	Morrish	Wright
Fannin	Murray	
Farrar	Odinet	

NAYS

Total—0

ABSENT

Flavin	Kennard
Johns	Tucker
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tank Powell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 950—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 38:2862, 2866, 2868, 2869(3), (4), and (10)(introductory paragraph) and (d) and (g), and 2870 and to repeal R.S. 38:2869(10)(e), relative to the Claiborne Parish Watershed District; to provide relative to the purposes of the district; to provide relative to the board of commissioners of the district; to provide relative to qualifications, term limits, and removal of board members; to provide relative to the powers of the board; to provide relative to rules and regulations promulgated by the board and the enforcement thereof; to provide relative to civil service status of employees; to provide for violations and penalties; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 950 by Representative Gallot

AMENDMENT NO. 1

On page 2, line 3, following "the" and before "district" delete "said"

AMENDMENT NO. 2

On page 5, line 7 following "and" and before "cooperate" delete "to"

AMENDMENT NO. 3

On page 5, between lines 23 and 24, insert "* * *"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Gallot moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Shepherd

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Burns	Hunter	Smiley
Carter, K.	Hutter	Smith, G.—56th
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	St. Germain
Curtis	Kenney	Strain
Damico	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	Lambert	Townsend
DeWitt	Lancaster	Trahan
Doerge	Marchand	Triche
Dorsey	Martiny	Tucker
Dove	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	White
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Baylor	Flavin	Kennard
Burrell	Hebert	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 955—

BY REPRESENTATIVES DURAND, DARTEZ, FRITH, ROMERO, AND JACK SMITH AND SENATORS HINES AND ROMERO

AN ACT

To amend and reenact R.S. 40:2267.4 and to enact R.S. 40:2267, relative to the Acadiana Criminalistics Laboratory District; to create the district as a taxing district for the purposes of funding the criminalistics laboratory within the district; to provide for the governing body and boundaries of the district; to provide for the power to levy and collect taxes subject to approval of the voters of the district; to provide for additional powers of the Acadiana Criminalistics Laboratory Commission; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Gray	Powell, T.
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Ritchie

Baudoin	Hammett	Romero
Baylor	Heaton	Scalise
Beard	Hebert	Schneider
Bowler	Hill	Shepherd
Broome	Honey	Smiley
Bruce	Hopkins	Smith, G.—56th
Burns	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wright
Farrar	Murray	
Faucheux	Odinet	
Total—94		

NAYS

Total—0

ABSENT

Bruneau	Glover	Robideaux
Burrell	Katz	Wooton
Carter, R.	Kennard	
Flavin	Richmond	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Durand moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 959—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 33:2338, relative to the city of Shreveport; to authorize the governing authority of the city to establish a citizens review board; to provide relative to the functions of such board; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Glover, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Glover gave notice of his intention to call House Bill No. 959 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Tucker gave notice of his intention to call House Bill No. 1532 from the calendar for future action.

HOUSE BILL NO. 972—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E)(1) and to enact Code of Civil Procedure Article 4843(L), relative to the jurisdiction of certain city courts; to increase the jurisdictional amount in dispute for the City Court of Bunkie and the City Court of Marksville; and to provide for related matters.

Read by title.

Rep. Walker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Murray	
Faucheux	Odinot	

NAYS

Total—0

ABSENT

Kennard
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walker moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1065—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 29:381, 385(A) and (C), and 386 and R.S. 36:781(B), relative to the Department of Veterans' Affairs; to provide for certain facilities for war veterans operated by the department; to change the name of such facilities; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright

Total—99

NAYS

Total—0

ABSENT

Curtis	Jackson	Romero
Flavin	Kennard	

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walsworth moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1119—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 33:2551.1, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of certain municipal fire and police civil service boards; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Futrell	Pitre
Alexander	Gallot	Powell, M.
Ansardi	Geymann	Powell, T.
Arnold	Glover	Quezaire
Badon	Gray	Richmond
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Broome	Honey	Shepherd
Bruce	Hopkins	Smiley
Bruneau	Hunter	Smith, G.—56th
Burns	Hutter	Smith, J.D.—50th
Burrell	Jackson	Smith, J.H.—8th
Carter, K.	Jefferson	Smith, J.R.—30th
Carter, R.	Johns	St. Germain
Cazayoux	Katz	Strain
Crane	Kenney	Thompson
Crowe	LaBruzzo	Toomy
Curtis	LaFleur	Townsend
Damico	Lambert	Trahan
Dartez	Lancaster	Triche
DeWitt	Marchand	Tucker
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Downs	Montgomery	White
Durand	Morrell	Winston
Erdey	Morrish	Wooton
Fannin	Murray	Wright
Farrar	Odinet	
Faucheux	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Daniel	Hill
Flavin	Kennard
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1150—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact Paragraph 21(k) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2491.3, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of municipal fire and police civil service boards; to provide an exception to Article XIV, Section 15.1, Paragraph 21 of the Louisiana Constitution of 1921, made statutory by the provisions of Article X, Section 18 of the Louisiana Constitution of 1974; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrish	Winston
Fannin	Murray	Wright
Farrar	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Bruneau	Kennard	Morrell
Flavin	Marchand	Wooton
Total—6		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1193—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact Chapter 15 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:3001 through 3004, relative to wages; to create the Equal Pay Commission; to provide for its membership; to provide for meetings; to provide for findings and recommendations; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1193 by Representative K. Carter

AMENDMENT NO. 1

On page 2, line 26, following "Paragraphs" and before "shall" change "8 through 13" to "(A)(8) through (A)(13) of this Section"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Johns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 1193 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 5, after "recommendations;" insert "to provide for the termination of the commission;"

AMENDMENT NO. 2

On page 3, line 10, after "recommendations" insert "; termination of commission"

AMENDMENT NO. 3

On page 3, line 11, before "The commission" insert "A."

AMENDMENT NO. 4

On page 3, after line 13, insert the following:

"B. The authority and operation provided by this Chapter shall expire on July 1, 2006."

On motion of Rep. Johns, the amendments were adopted.

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Pierre
Alario	Glover	Pinac
Arnold	Gray	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Hammett	Ritchie
Baudoin	Heaton	Robideaux
Baylor	Hebert	Shepherd
Broome	Hill	Smith, G.—56th
Bruce	Honey	Smith, J.D.—50th
Burrell	Hopkins	Smith, J.H.—8th
Carter, K.	Hunter	Smith, J.R.—30th
Cazayoux	Hutter	St. Germain
Curtis	Jackson	Strain
Daniel	Jefferson	Thompson
Dartez	Johns	Townsend
DeWitt	Kenney	Trahan
Dorsey	LaFleur	Triche
Downs	Marchand	Waddell
Durand	Montgomery	Walker
Farrar	Morrell	Winston
Faucheux	Murray	
Frith	Odinot	
Total—64		

NAYS

Alexander	Futrell	Powell, T.
Bowler	Katz	Romero
Bruneau	LaBruzzo	Scalise
Burns	Lambert	Schneider
Crane	Lancaster	Smiley
Crowe	Martiny	Toomy
Damico	McDonald	Tucker
Doerge	McVea	Walsworth
Dove	Morrish	Wright
Erdey	Pitre	
Fannin	Powell, M.	
Total—31		

ABSENT

Ansardi	Flavin	Kennard
Beard	Gallot	White
Carter, R.	Guillory, M.	Wooton
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1239—

BY REPRESENTATIVE DOWNS
AN ACT

To enact Subpart B-34 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.621.1, to create the Union Parish Railroad District; to provide relative to the purpose and boundaries of the district; to provide relative to the governance, powers, and duties of the district; and to provide for related matters.

Read by title.

Rep. Downs moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Odinet	

Total—98

NAYS

Total—0

ABSENT

Beard	Flavin	Murray
Downs	Kennard	Walsworth

Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downs moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Gallot gave notice of his intention to call House Bill No. 899 from the calendar for future action.

HOUSE BILL NO. 1325—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 39:1303(A), 1307(A), and 1311(A)(introductory paragraph), relative to budgetary procedures for political subdivisions; to provide for the applicability of certain requirements for public participation in the budgetary process; to provide for the applicability of certain requirements related to budgetary authority and control; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Flavin	Pierre
Alexander	Frith	Pinac
Ansardi	Futrell	Pitre
Arnold	Gallot	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Glover	Quezaire
Baudoin	Gray	Richmond
Baylor	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Bowler	Hammett	Romero
Broome	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Murray	

Total—101

NAYS

Total—0

ABSENT

Hutter	Kennard	Smith, J.R.—30th
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Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1377—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:1065.1(C), relative to the fees on bail bonds; to provide for an additional fee on liability insurance underwritten by a commercial surety in those parishes in the Sixteenth Judicial District Court; to provide for the early intervention program; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hebert, the bill was returned to the calendar.

HOUSE BILL NO. 1413—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 16:51(A)(1), (2), (4), (7), (16), (17), (19), (22), (23), (24), (26), (32), (36), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; and to provide for related matters.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 1413 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 4, after "districts;" insert "to provide for effectiveness;"

AMENDMENT NO. 2

On page 2, after line 28, add the following:

"Section 2. This Act shall be effective on the effective date of an appropriation of funds by the legislature to fund the provisions of this Act."

On motion of Rep. Alario, the amendments were adopted.

Rep. Toomy moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fauchoux	Odinot
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre

Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Broome	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.—56th
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	Strain
Crowe	Kenney	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

DeWitt	Gray	St. Germain
Flavin	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Toomy moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1414—

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 38:1674.16(D)(2), relative to drainage districts in St. Tammany Parish; to authorize an increase in the additional maintenance and operation tax levied by the St. Tammany Parish Drainage District No. 4; and to provide for related matters.

Read by title.

Rep. Crowe moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Futrell	Pitre
Alexander	Gallot	Powell, M.

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Ansardi	Geymann	Powell, T.
Arnold	Glover	Quezaire
Badon	Gray	Richmond
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.—56th
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kenney	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
DeWitt	Marchand	Tucker
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Downs	Montgomery	White
Durand	Morrell	Winston
Erdey	Morrish	Wooton
Fannin	Murray	Wright
Farrar	Odinet	
Faucheux	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Broome	Heaton
Flavin	Kennard
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crowe moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1432—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 39:1217.1, relative to public contracts for local depositing authorities; to delete certain exemptions for local depositing authorities located in a parish or municipality with a population of less than one hundred thousand; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Thompson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Shepherd
Bruneau	Hunter	Smiley
Burns	Hutter	Smith, G.—56th
Burrell	Jackson	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Crane	Kenney	Strain
Crowe	LaBruzzo	Thompson
Curtis	LaFleur	Toomy
Damico	Lambert	Townsend
Daniel	Lancaster	Trahan
Dartez	Marchand	Triche
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Downs	Montgomery	White
Durand	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Odinet	
Total—98		

NAYS

Total—0

ABSENT

DeWitt	Flavin	Kennard
Erdey	Heaton	Tucker
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Thompson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to take up and consider Special Order of the Day at this time.

Special Order of the Day

The following legislative instruments on Special Order were taken up and acted upon as follows:

HOUSE BILL NO. 61—

BY REPRESENTATIVES SCALISE, CROWE, ALEXANDER BADON, BURNS, ERDEY, FAUCHEUX, FLAVIN, FRITH, GEYMANN, JOHNS, LABRUZZO, T. POWELL, SMILEY, JANE SMITH, JOHN SMITH, AND WALKER AND SENATORS CAIN, MICHOT, AND THEUNISSEN

A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to enact Article I, Section 27, relative to marriage; to provide for valid and recognized marriages; to provide for the legal incidents of marriage; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Wright sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wright to Engrossed House Bill No. 61 by Representative Scalise

AMENDMENT NO. 1

On page 2, line 2, after "at the" delete the remainder of the line and insert "election to be held on September 18,"

Motion

Rep. Jack Smith moved to end consideration of amendments.

As a substitute motion, Rep. Murray moved that the previous question be ordered on the amendments.

By a vote of 42 yeas and 54 nays, the House refused to order the previous question on the amendments.

Rep. Jack Smith insisted on his motion to end consideration of amendments.

By a vote of 58 yeas and 39 nays, the motion was agreed to.

Rep. Wright moved the adoption of the amendments.

Rep. Scalise objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	DeWitt	Morrell
Alario	Dorsey	Murray
Ansardi	Gallof	Pierre
Arnold	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Heaton	Romero
Baylor	Honey	Smith, G.—56th
Bowler	Hunter	Smith, J.R.—30th
Bruce	Jackson	Townsend
Burrell	Jefferson	Wright
Carter, K.	LaFleur	
Carter, R.	Montgomery	
Total—34		

NAYS

Alexander	Futrell	Ritchie
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Badon	Geymann	Robideaux
Beard	Guillory, E.	Scalise
Broome	Guillory, M.	Schneider
Bruneau	Hammett	Shepherd
Burns	Hebert	Smiley
Cazayoux	Hill	Smith, J.D.—50th
Crane	Hopkins	Smith, J.H.—8th
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	LaBruzzo	Toomy
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
Doerge	Martiny	Tucker
Dove	McDonald	Waddell
Downs	McVea	Walker
Durand	Morrish	Walsworth
Erdey	Odinet	White
Fannin	Pinac	Winston
Farrar	Pitre	Wooton
Faucheux	Powell, M.	
Frith	Powell, T.	
Total—64		

ABSENT

Flavin	Kennard	Marchand
Hutter	Kenney	St. Germain
Total—6		

The amendments were rejected.

Rep. Scalise moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pinac
Alario	Frith	Pitre
Alexander	Futrell	Powell, M.
Ansardi	Geymann	Powell, T.
Arnold	Glover	Quezaire
Badon	Guillory, E.	Ritchie
Baldone	Guillory, M.	Robideaux
Baudoin	Hammett	Romero
Beard	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	Strain
Crowe	Katz	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Martiny	Tucker
Dove	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrish	White
Fannin	Odinet	Winston
Farrar	Pierre	Wooton
Total—87		

NAYS

Baylor	Dorsey	Murray
Bowler	Gallot	Richmond
Carter, K.	Gray	Wright
Curtis	Morrell	
Total—11		

ABSENT

Flavin	Kennard	Marchand
Hutter	Kenny	St. Germain
Total—6		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Scalise moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Jack Smith, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 1445—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 40:2616(A)(1), relative to forfeited property; to authorize the sale of forfeited property by a licensed auctioneer; and to provide for related matters.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Powell, M.
Alario	Futrell	Powell, T.
Alexander	Gallot	Quezaire
Arnold	Glover	Richmond
Badon	Gray	Ritchie
Baldone	Guillory, E.	Robideaux
Baudoin	Guillory, M.	Romero
Baylor	Hammett	Scalise
Beard	Heaton	Schneider
Bowler	Hebert	Shepherd
Broome	Honey	Smiley
Bruce	Hopkins	Smith, G.—56th
Bruneau	Hunter	Smith, J.D.—50th
Burns	Hutter	Smith, J.H.—8th
Burrell	Jackson	Smith, J.R.—30th

Carter, K.	Jefferson	Strain
Carter, R.	Kenney	Thompson
Cazayoux	LaBruzzo	Toomy
Crane	LaFleur	Townsend
Crowe	Lambert	Trahan
Damico	Lancaster	Triche
Daniel	McDonald	Tucker
Dartez	McVea	Waddell
Doerge	Montgomery	Walker
Dorsey	Morrell	Walsworth
Dove	Morrish	White
Durand	Murray	Winston
Erdey	Odinot	Wooton
Fannin	Pierre	Wright
Farrar	Pinac	
Faucheux	Pitre	
Total—91		

NAYS

Total—0

ABSENT

Ansardi	Geymann	Marchand
Curtis	Hill	Martiny
DeWitt	Johns	St. Germain
Downs	Katz	
Flavin	Kennard	
Total—13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jack Smith moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1568—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 13:996.22.1, relative to judicial expense funds of district courts; to increase the amounts allocated to the funds from the disposition of certain criminal cases; to provide for applicability to judicial district courts with a territorial jurisdiction that is coterminous with any parish with a population of between thirty-nine thousand and forty thousand five hundred; and to provide for related matters.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Honey	Schneider

Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.—56th
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Crane	Kenney	Strain
Damico	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	Lambert	Townsend
DeWitt	Lancaster	Trahan
Doerge	Martiny	Tucker
Dorsey	McDonald	Waddell
Dove	McVea	Walker
Downs	Montgomery	Walsworth
Durand	Morrell	White
Erdey	Morrish	Winston
Fannin	Murray	Wooton
Farrar	Odinet	Wright
Faucheux	Pierre	
Total—92		

NAYS

Total—0

ABSENT

Alexander	Flavin	Kennard
Beard	Geymann	Marchand
Crowe	Hill	St. Germain
Curtis	Johns	Triche
Total—12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Townsend moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1583—
BY REPRESENTATIVE GRAY
AN ACT

To enact R.S. 40:506(D), relative to termination of tenancy by local housing authorities; to prohibit a local housing authority from terminating the tenancy of a household or a resident or terminating any other assistance provided by the authority under certain circumstances; to provide relative to guests and invitees; to provide relative to definitions; and to provide for related matters.

Read by title.

Rep. Gray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Futrell	Pitre
Alexander	Gallot	Powell, M.
Ansardi	Geymann	Powell, T.
Arnold	Glover	Quezaire
Badon	Gray	Richmond
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero

Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Broome	Hill	Shepherd
Bruce	Honey	Smiley
Bruneau	Hopkins	Smith, G.—56th
Burns	Hunter	Smith, J.D.—50th
Burrell	Hutter	Smith, J.H.—8th
Carter, K.	Jackson	Smith, J.R.—30th
Carter, R.	Jefferson	St. Germain
Cazayoux	Johns	Strain
Crane	Katz	Thompson
Crowe	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Downs	Montgomery	White
Durand	Morrell	Winston
Erdey	Morrish	Wooton
Fannin	Murray	Wright
Farrar	Odinet	
Faucheux	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Curtis	Kennard
Flavin	Marchand
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gray moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1608—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 13:1385, relative to criminal district courts; to provide for applicability to certain criminal district courts in certain parishes; to increase certain costs for services charged by the clerk of court; to authorize the transfer of certain monies to the judicial expense fund of the court to defray operating expenses; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Marchand, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Marchand gave notice of her intention to call House Bill No. 1608 from the calendar for future action.

HOUSE BILL NO. 1610—
 BY REPRESENTATIVE MORRISH
 AN ACT

To enact R.S. 22:228.8 and R.S. 42:802(B)(12), relative to health insurance; to authorize the Office of Group Benefits and political subdivisions of the state to establish health savings accounts and other similar accounts as authorized by federal law; to authorize political subdivisions of the state to contribute funds toward such accounts; to provide relative to the uses of such accounts; and to provide for related matters.

Read by title.

Rep. Morrish sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed House Bill No. 1610 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 42:802(B)(12)," to "R.S. 42:802(C),"

AMENDMENT NO. 2

On page 1, line 17, change "R.S. 42:802(B)(12)" to "R.S. 42:802(C)"

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 3, change "(12)" to "C."

On motion of Rep. Morrish, the amendments were adopted.

Rep. Morrish moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	Strain
Crowe	Katz	Thompson
Damico	Kenney	Toomy

Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Curtis	Kennard	St. Germain
Flavin	Marchand	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morrish moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1660—
 BY REPRESENTATIVES BROOME AND JACKSON
 AN ACT

To amend and reenact the heading of Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:9038.1(3), relative to cooperative economic development and tax increment financing; to remove population restrictions in definition of a local governmental subdivision to which provisions are applicable; and to provide for related matters.

Read by title.

Rep. Broome sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broome to Engrossed House Bill No. 1660 by Representative Broome

AMENDMENT NO. 1

On page 1, line 4, after "financing; to" and before "population" delete "remove" and insert "change"

AMENDMENT NO. 2

On page 1, line 18, insert "with a population of not more than two hundred thousand persons according to the latest federal decennial census,"

AMENDMENT NO. 3

On page 2, at the end of line 2, change the period "." to a semi-colon ";" and insert "or any municipality or parish with a population in excess of four hundred thousand persons or any municipality within such a parish."

On motion of Rep. Broome, the amendments were adopted.

Rep. Broome moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Murray
Alexander	Frith	Odinet
Ansardi	Futrell	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Broome	Heaton	Romero
Bruce	Hebert	Shepherd
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	White
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Total—95		

NAYS

Powell, M.	Schneider	Winston
Total—3		

ABSENT

Curtis	Hopkins	Scalise
Flavin	Kennard	Walsworth
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Broome moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 161—
BY REPRESENTATIVE FAUCHEUX
AN ACT**

To enact R.S. 13:2588, relative to justices of the peace; to authorize justices of the peace to charge a fee for performing marriage ceremonies; to establish a maximum fee which justices of the peace may charge for performing marriage ceremonies; to authorize parish governing authorities to establish a different maximum fee; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Faucheux sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 161 by Representative Faucheux

AMENDMENT NO. 1

On page 1, at the end of line 10, insert "usual and customary"

AMENDMENT NO. 2

On page 1, line 11, after the period "." delete the remainder of the line and delete lines 12 and 13 in their entirety

On motion of Rep. Faucheux, the amendments were adopted.

Rep. Toomy sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Toomy and Shepherd to Engrossed House Bill No. 161 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 4, after "ceremonies;" delete the remainder of the line and delete line 5 and insert "and to provide for"

AMENDMENT NO. 2

On page 1, line 12, at the beginning of line 10, delete "A."

AMENDMENT NO. 3

On page 1, delete lines 14 through 17

Rep. Toomy moved the adoption of the amendments.

Rep. Faucheux objected.

By a vote of 88 yeas and 11 nays, the amendments were adopted.

Rep. Faucheux moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider

Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Martiny	Tucker
Dorsey	McDonald	Waddell
Dove	McVea	Walker
Downs	Montgomery	Walsworth
Durand	Morrell	Winston
Erdey	Morrish	Wooton
Fannin	Murray	Wright
Farrar	Odinot	

Total—98

NAYS

Total—0

ABSENT

Curtis	Jackson	Marchand
Flavin	Kennard	White
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Faucheux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 887—

BY REPRESENTATIVE BRUNEAU

A JOINT RESOLUTION

Proposing to amend Article VIII, Sections 5, 6, 7, 8(A) and (B), 12, and 16; to add Article VIII, Section 17; and to repeal Article VIII, Section 7.1 of the Constitution of Louisiana, all to provide with respect to the governance of postsecondary education; to create and provide for the governance, management, and supervision of all public institutions of postsecondary education by the Board of Supervisors for the Louisiana State University System to; to create and provide for the governance, management, and supervision of a community college system by the Board of Supervisors for the Louisiana State University System; to provide for the powers, duties, functions, and responsibilities of the Board of Supervisors for the Louisiana State University System; to provide for the establishment of an advisory council for the community college system, for council membership, and for council powers, duties, functions, and responsibilities; to provide for the creation of an advisory council for any public institution of postsecondary education, for advisory council membership, and for advisory council powers, duties, functions, and responsibilities; to abolish the Board of Regents, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors for the University of Louisiana System; to repeal provisions creating and providing for the Board of Supervisors of Community and Technical Colleges, including provisions relative to board powers, membership, terms of office, the filling of vacancies, and transitional funding; to provide for the transfer to the Board

of Supervisors for the Louisiana State University System all powers, duties, functions, and responsibilities of such boards, including the planning, coordination, and management of postsecondary education and the governance and management of the institutions and programs under such boards, and all of the functions, property, obligations, rights, and matters subject to their control; to provide for implementation; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Richmond sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 887 by Representative Bruneau

AMENDMENT NO. 1

On page 2, line 25, after "composed of" change "two members" to "one member"

AMENDMENT NO. 2

On page 2, line 27, after "Senate," and before "overlapping" delete "for" and insert "and one member elected from each congressional district. The members shall serve"

AMENDMENT NO. 3

On page 10, line 5, after "appointed" and before "and initial" insert "or elected, as the case may be."

AMENDMENT NO. 4

On page 10, at the end of line 6, delete the period "." and insert a comma "," and "subject to the provisions of Paragraph (B) of Section 5 of this Article. However, the first election for the elected members shall be held at the same time as the election for members of congress in 2006 and the governor shall appoint a member from each congressional district to serve until such initial elected members are elected."

AMENDMENT NO. 5

On page 11, at the beginning of line 5, change "appointment" to "selection"

On motion of Rep. Richmond, the amendments were adopted.

Rep. Bruneau moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Heaton	Schneider
Ansardi	Hebert	Smiley
Baudoin	Hill	Smith, G.—56th
Bowler	Hopkins	Smith, J.H.—8th
Bruneau	Johns	Strain
Doerge	Lancaster	Toomy
Dove	Martiny	Tucker
Durand	Montgomery	Waddell

Erdey	Morrish	Walker
Fannin	Pierre	Walsworth
Faucheux	Pitre	Winston
Frith	Powell, T.	Wooton
Futrell	Robideaux	Wright
Geymann	Scalise	
Total—41		

NAYS

Mr. Speaker	DeWitt	McDonald
Alario	Dorsey	Morrell
Arnold	Downs	Murray
Badon	Farrar	Odinot
Baldone	Gallot	Pinac
Baylor	Glover	Powell, M.
Beard	Gray	Quezaire
Broome	Guillory, E.	Richmond
Burrell	Guillory, M.	Ritchie
Carter, K.	Hammett	Shepherd
Carter, R.	Honey	Smith, J.R.—30th
Cazayoux	Hunter	St. Germain
Crane	Jackson	Thompson
Curtis	Jefferson	Townsend
Damico	Katz	Trahan
Daniel	Lambert	Triche
Dartez	Marchand	White
Total—51		

ABSENT

Bruce	Hutter	LaFleur
Burns	Kennard	McVea
Crowe	Kenney	Romero
Flavin	LaBruzzo	Smith, J.D.—50th
Total—12		

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Rep. McDonald moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Johns, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

Suspension of the Rules

On motion of Rep. McDonald, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 18, 2004

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 113, 114, and 115

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Pierre, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 115—

BY SENATOR CRAVINS

A CONCURRENT RESOLUTION

To honor the life of certified addictive disorders counselor Fredrick "Fred" Hebert of Lafayette by designating a meeting room at the Louisiana Department of Health and Hospital's Office of Addictive Disorders Clinic in Lafayette, Louisiana, in his honor.

Read by title.

On motion of Rep. Pierre, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

SENATE BILLS

May 18, 2004

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 142, 425, 479, 553, 670, 691, 702, 716, 723, and 767

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Marchand, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 142—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 33:4094.1(C), relative to the city of New Orleans; to extend the authorization for a voter-approved drainage tax within the city; and to provide for related matters.

Read by title.

SENATE BILL NO. 425—
BY SENATOR JONES

AN ACT

To enact R.S. 17:2118, relative to institutions of learning in general; to require that the establishment and maintenance of a public education system be accomplished free from certain discrimination; to prohibit the appropriation of or expenditure of public funding which discriminates directly or indirectly against any person in violation of such requirement; and to provide for related matters.

Read by title.

SENATE BILL NO. 479—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 42:1119(B)(2)(b)(i), relative to nepotism; to provide that a licensed physician or registered nurse who is an immediate family member of a hospital service district board or authority member may be employed by such hospital service district based on population; to increase the population limits; to provide for recusal; and to provide for related matters.

Read by title.

SENATE BILL NO. 553—
BY SENATOR DUPRE

AN ACT

To enact R.S. 22:1430.18, relative to property insurance; to provide certain requirements for coverage and issuance of property insurance by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Read by title.

SENATE BILL NO. 670—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session, relative to workers' compensation; to provide with respect to medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

Read by title.

SENATE BILL NO. 691—
BY SENATOR JACKSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 46:153.3(D)(2) and R.S. 46:153.3(D)(2)(c) through (s), relative to the Medicaid Pharmaceutical and Therapeutics Committee; to provide for changes with respect to who shall be appointed to the committee; and to provide for related matters.

Read by title.

SENATE BILL NO. 702—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 43:19.1, relative to official records; to permit certain records to be made accessible on the official Internet web site or portal of the Louisiana State Legislature; and to provide for related matters.

Read by title.

SENATE BILL NO. 716—
BY SENATORS HAINKEL AND MARRIONEUX

AN ACT

To enact R.S. 1:58.3, relative to state holidays; to establish Ronald Reagan Day as an annual observance; and to provide for related matters.

Read by title.

SENATE BILL NO. 723—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 42:1113(A) and to enact 42:1112(E), relative to hospital service districts; to provide with respect to participation in certain transactions and prohibited contractual arrangements for physicians appointed to boards of hospital service districts; and to provide for related matters.

Read by title.

SENATE BILL NO. 767—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 41:1702(J), relative to certain waters; to provide relative to uses of the water bottom of Lake Pontchartrain; to provide certain terms, conditions, and requirements; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 18, 2004

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 108 and 109

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

May 18, 2004

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill No. 690

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Bills contained herein were signed by the Speaker of the House.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 66—

BY REPRESENTATIVE SALTER

A RESOLUTION

To designate May 18, 2004, as Louisiana Housing Council Day.

Read by title.

On motion of Rep. Broome, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 67—

BY REPRESENTATIVE RICHMOND

A RESOLUTION

To commend Calvin Mackie of New Orleans upon receiving the 2003 Presidential Award for Excellence in Science, Mathematics and Engineering Mentoring.

Read by title.

On motion of Rep. Richmond, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 198—

BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of installing traffic control signals at the intersection of Louisiana Highway 402 and Louisiana Highway 1 and the intersection of Louisiana Highway 70 and Lee Drive in Assumption Parish.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVES WINSTON, BAUDOIN, BOWLER, BROOME, BRUCE, CARTER, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, HUTTER, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, AND WALKER AND SENATORS BAJOIE, CHEEK, DUPLESSIS, IRONS, JACKSON, AND MOUNT

A CONCURRENT RESOLUTION

To commend Sue Donohoe, a native of Pineville and vice president for Division I Women's Basketball at the National Collegiate Athletic Association (NCAA) national office.

Read by title.

On motion of Rep. Winston, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 200—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To recognize Wednesday, May 19, 2004, as Tourism Awareness Day.

Read by title.

On motion of Rep. Frith, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 201—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To urge and request retailers within the state of Louisiana to promote Louisiana dairy products and value-added products within the Louisiana dairy industry.

Read by title.

On motion of Rep. Thompson, and under a suspension of the rules, the above resolution was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 202—

BY REPRESENTATIVE JOHN SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of law which reduce social security benefits for those receiving benefits from federal, state, or local government retirement systems.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 18, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Appropriations to submit the following report:

House Bill No. 385, by Townsend
Reported with amendments. (10-0) (Regular)

House Bill No. 666, by Crane
Reported favorably. (10-0) (Regular)

House Bill No. 1124, by LaFleur
Reported favorably. (11-0) (Regular)

House Bill No. 1256, by Alario
Reported with amendments. (11-0) (Regular)

JOHN ALARIO
Chairman

Report of the Committee on Civil Law and Procedure

May 18, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Concurrent Resolution No. 139, by Burns
Reported favorably. (9-0)

House Concurrent Resolution No. 158, by Bowler
Reported with amendments. (8-0)

House Bill No. 433, by Townsend
Reported with amendments. (5-3-1) (Regular)

House Bill No. 444, by Faucheux
Reported favorably. (8-0) (Regular)

House Bill No. 766, by Gallot
Reported with amendments. (8-0) (Regular)

House Bill No. 796, by Toomy (Joint Resolution)
Reported without amendments. (9-0) (Regular)

House Bill No. 875, by Winston (Duplicate of Senate Bill No. 628)
Reported favorably. (9-0) (Regular)

House Bill No. 1267, by Glover
Reported with amendments. (9-0) (Regular)

House Bill No. 1505, by Hunter
Reported with amendments. (7-0) (Regular)

House Bill No. 1581, by Gallot
Reported with amendments. (9-0) (Regular)

Senate Bill No. 628, by Bajoie (Duplicate of House Bill No. 875)
Reported favorably. (9-0) (Regular)

Senate Bill No. 635, by Barham
Reported with amendments. (4-3-1) (Regular)

GLENN ANSARDI
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Commerce

May 18, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Commerce to submit the following report:

House Concurrent Resolution No. 10, by Townsend
Reported favorably. (14-0)

House Bill No. 320, by Pinac
Reported by substitute. (17-0) (Regular)

House Bill No. 1261, by Pinac
Reported with amendments. (14-0) (Regular)

House Bill No. 1331, by Pinac
Reported with amendments. (13-0) (Regular)

Senate Concurrent Resolution No. 6, by Schedler
Reported favorably. (14-0)

Senate Concurrent Resolution No. 47, by Hainkel
Reported favorably. (15-0)

Senate Bill No. 13, by Theunissen
Reported with amendments. (13-0) (Regular)

Senate Bill No. 97, by Adley
Reported favorably. (14-0) (Regular)

Senate Bill No. 137, by Fields
Reported favorably. (14-0) (Regular)

Senate Bill No. 148, by Ellington
Reported favorably. (15-0) (Regular)

Senate Bill No. 295, by N Gautreaux
Reported favorably. (15-0) (Regular)

Senate Bill No. 372, by Theunissen
Reported favorably. (14-0) (Regular)

Senate Bill No. 768, by Hollis
Reported favorably. (10-5) (Regular)

Senate Bill No. 815, by Schedler
Reported favorably. (14-0) (Regular)

GIL J. PINAC
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Environment

May 18, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Environment to submit the following report:

Senate Concurrent Resolution No. 78, by Ellington
Reported with amendments. (7-0)

Senate Bill No. 560, by Fontenot
Reported favorably. (7-0) (Regular)

N. J. DAMICO
Chairman

Report of the Committee on Ways and Means

May 18, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

Senate Bill No. 385, by Lentini
Reported with amendments. (13-0) (Regular)

Senate Bill No. 530, by Irons
Reported favorably. (13-0) (Regular)

Senate Bill No. 810, by Fontenot
Reported favorably. (13-0) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Toomy, the Committee on Appropriations was discharged from further consideration of House Bill No. 1466.

HOUSE BILL NO. 1466—
BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 49:258.1, relative to state contracts; to provide for contracts for private counsel to represent the state; to provide for compensation; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Toomy, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Toomy, the Committee on Judiciary was discharged from further consideration of House Bill No. 1470.

HOUSE BILL NO. 1470—
BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 49:257(F), relative to the legal representation of state agencies; to authorize the attorney general to employ counsel; to provide for the payment of attorney fees; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Toomy, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Shepherd, the Committee on Municipal, Parochial and Cultural Affairs was discharged from further consideration of House Bill No. 1676.

HOUSE BILL NO. 1676—
BY REPRESENTATIVE SHEPHERD
AN ACT

To require the Jefferson Parish Council to set certain speed limits; and to provide for related matters.

Read by title.

On motion of Rep. Shepherd, the bill was recommitted to the Committee on Transportation, Highways and Public Works.

Privileged Report of the Committee on Enrollment

May 18, 2004

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 64—
BY REPRESENTATIVE FANNIN
A RESOLUTION

To commend the Calvin High School Softball Team upon winning the Class C State Softball Championship.

HOUSE RESOLUTION NO. 65—
BY REPRESENTATIVE HUNTER
A RESOLUTION

To commend Excelsior Christian School upon the occasion of its tenth anniversary.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 18, 2004

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to pursue with certain exceptions the insurance regulatory modernization action plan formulated by the National Association of Insurance Commissioners.

HOUSE CONCURRENT RESOLUTION NO. 36—

BY REPRESENTATIVE BOWLER
A CONCURRENT RESOLUTION

To urge and request the state legislatures in the United States to oppose legislation to participate in the Interstate Insurance Product Regulation Compact.

HOUSE CONCURRENT RESOLUTION NO. 56—

BY REPRESENTATIVE FAUCHEUX (BY REQUEST)
A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, Board of Embalmers and Funeral Directors, continuing education rule (LAC 46:XXXVII.709(E)(6)), regarding continuing education credits for instructors of approved courses, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

HOUSE CONCURRENT RESOLUTION NO. 185—

BY REPRESENTATIVES M. POWELL, BAYLOR, BRUCE, HOPKINS, MONTGOMERY, JANE SMITH, WADDELL, BAUDOIN, BROOME, BURRELL, DOERGE, DOVE, FAUCHEUX, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HUNTER, KATZ, KENNEY, LAMBERT, RICHMOND, RITCHIE, SALTER, SHEPHERD, AND WINSTON AND SENATORS JACKSON, ADLEY, CHEEK, HOLDEN, AND MALONE
A CONCURRENT RESOLUTION

To urge and request the city of Shreveport to take all appropriate and immediate action to rename the Lakeside Golf Course in honor of Jerry Tim Brooks and to recognize his outstanding accomplishments.

HOUSE CONCURRENT RESOLUTION NO. 187—

BY REPRESENTATIVE JACK SMITH
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Jeffery Lynn Reed of Amelia.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 18, 2004

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

HOUSE BILL NO. 41—

BY REPRESENTATIVE DOVE AND SENATORS DUPRE, B. GAUTREAUX, HOLLIS, AND SCHEDLER
AN ACT

To amend and reenact R.S. 15:708(A)(1)(a), relative to work programs for prisoners; to authorize parish prisoners to participate in work activities in or upon the buildings, other improvements, or property of certain tax-exempt organizations; and to provide for related matters.

HOUSE BILL NO. 317—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:243(B)(2), relative to immovable property held by state banks; to revise the procedure for appraisal of such property; and to provide for related matters.

HOUSE BILL NO. 329—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:312(A) and 765(B) and to repeal R.S. 6:325(E) and 768(E), relative to financial institutions; to delete certain obsolete provisions relating to state inheritance taxes; and to provide for related matters.

HOUSE BILL NO. 398—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 22:636(A)(introductory paragraph) and (2), relative to cancellation of insurance policies; to define "delivered" for purposes of notice of cancellation; and to provide for related matters.

HOUSE BILL NO. 401—

BY REPRESENTATIVES FLAVIN, ALARIO, ALEXANDER, BAUDOIN, BRUCE, R. CARTER, CROWE, CURTIS, DAMICO, DANIEL, DOVE, DOWNS, DURAND, ERDEY, FAUCHEUX, FRITH, FUTRELL, GALLOT, GEYMAN, HEATON, HILL, HOPKINS, HUTTER, JOHNS, KATZ, LABRUZZO, LALEUR, MARTINY, MCVEA, MONTGOMERY, MORRISH, PIERRE, PINAC, M. POWELL, T. POWELL, RITCHIE, SALTER, SHEPHERD, SMILEY, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TRAHAN, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON AND WRIGHT AND SENATORS HAINKEL, HOLLIS, MALONE, NEVERS, SCHEDLER, AND SMITH
AN ACT

To amend and reenact R.S. 9:3144(A)(3) and (B)(1), relative to the New Home Warranty Act; to reduce the warranty period for certain major structural defects; to clarify the warranty exclusion for trees; and to provide for related matters.

HOUSE BILL NO. 423—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.14(A), relative to the FAIR and Coastal plans; to provide for audited statements; to provide for reporting requirements; and to provide for related matters.

HOUSE BILL NO. 478—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 3:4602(1) and (13), 4623(A), 4671, and 4684, to enact R.S. 3:4602(1.1), (12.2), (13.1), and (14.1), and to repeal R.S. 3:4672(G), 4674, 4676, 4677, 4687, and 4688, relative to the regulation of devices for weighing and measuring petroleum products; to exempt petroleum for specified uses from certain fees; to provide relative to penalties for violations of petroleum weights and measures regulations; to repeal regulations applicable to gasoline blended with ethanol or methanol; and to provide for related matters.

HOUSE BILL NO. 501—BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 51:1306(introductory paragraph), relative to the Tax Free Shopping Program; to eliminate the requirement that an international visitor show a foreign passport to a retailer at the time of purchase; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 506—BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:301(13)(d), relative to the sales and use tax; to change the source of price data used to determine the sales price of refinery gas; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 838—BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2025(E)(1)(a), relative to civil penalties for violations of the Environmental Quality Act; to increase the maximum civil penalty; and to provide for related matters.

HOUSE BILL NO. 898—

BY REPRESENTATIVES HAMMETT, ARNOLD, DOWNS, FAUCHEUX, HILL, KENNEY, MONTGOMERY, ODINET, RICHMOND, JANE SMITH, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BAUDOIN, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, R. CARTER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DURAND, ERDEY, FANNIN, FRITH, FUTRELL, GALLOT, GEYMANN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HEATON, HEBERT, HONEY, HOPKINS, HUNTER, JEFFERSON, JOHNS, KATZ, KENNARD, LABRUZZO, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MORRELL, MORRISH, MURRAY, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRAHAN, TRICHE, TUCKER, WALKER, WALSWORTH, WHITE, WINSTON, AND WRIGHT

AN ACT

To amend and reenact R.S. 47:118(I)(introductory paragraph), relative to individual income tax; to provide the authority to waive the estimated income tax penalty in certain situations; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1123—BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1578(B)(3) and to enact R.S. 47:1578(C), (D), and (E), relative to the Department of Revenue; to provide for the release of any part of property subject to a recorded lien, privilege, mortgage, or other encumbrance when the state of Louisiana's interest in the part to be released has no value; to provide for the fees and costs associated with the cancellation or release of a lien, privilege, mortgage, or other encumbrance; to provide for an effective date; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. Thompson, the rules were suspended to permit the Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet on Wednesday, May 19, 2004, upon adjournment and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1670

House Concurrent Resolution Nos. 195 and 201

Senate Bill Nos. 550 and 559

Senate Concurrent Resolution No. 86

Suspension of the Rules

On motion of Rep. Hunter, the rules were suspended to permit the Committee on Labor and Industrial Relations to meet upon adjournment on Wednesday, May 19, 2004.

Suspension of the Rules

On motion of Rep. Karen Carter, the rules were suspended to permit the Committee on Insurance to meet on Wednesday, May 19, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 266, 399, 843, 1183, and 1449

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended to permit the Committee on Education to meet on Wednesday, May 19, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution Nos. 172 and 197

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to meet on Wednesday, May 19, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1611

Leave of Absence

Rep. Kennard - 1 day

Adjournment

On motion of Rep. Jackson, at 5:50 P.M., the House agreed to adjourn until Wednesday, May 19, 2004, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 19, 2004.

ALFRED W. SPEER
Clerk of the House

